

SCHEDULE 3

THE LOCAL GOVERNMENT FINANCE ACT REFERENDUMS RULES

PART 7

Declaration of result and disposal of documents

Counting officer's statement and declaration of result

41.—(1) When the Chief Counting Officer has determined not to direct that any re-count (or further re-count) must take place, he or she must direct the counting officers to draw up a final statement of the matters referred to in rule 40(2) and to provide final versions of their statements of rejected ballot papers.

(2) The counting officer, having drawn up the final statement, must—

- (a) forthwith inform the Chief Counting Officer of its contents; and
- (b) as soon as reasonably practicable give the Chief Counting Officer notice of the number of rejected ballot papers under each head shown in the final statement of rejected ballot papers.

(3) When authorised by the Chief Counting Officer to do so, the counting officer must—

- (a) make a declaration of the matters referred to in the final statement; and
- (b) give public notice of those matters together with the number of rejected ballot papers under each head shown in the final statement of rejected ballot papers.

(4) The Chief Counting Officer, having received notification of each of the counting officers' final statement referred to in paragraph (1) must—

- (a) draw up a statement of—
 - (i) the total number of ballot papers counted, and
 - (ii) the total number of votes cast in favour of each answer to the question asked, in respect of all the referendums which relate to the precepting authority's relevant basic amount of council tax for the financial year;
- (b) forthwith make a declaration of the matters referred to in subparagraph (a); and
- (c) as soon as reasonably practicable give public notice of those matters together with the number of rejected ballot papers under each head shown in the statements of rejected ballot papers.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Local Authorities (Conduct of Referendums) (Council Tax Increases) (England) Regulations 2012. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 3 rule 17(5A) inserted by S.I. 2022/1309 reg. 9(2)(a)(ii)
- Sch. 3 rule 14(5) inserted by S.I. 2022/1382 reg. 52(4)
- Sch. 3 rule 17(5)(aa) inserted by S.I. 2022/1382 reg. 52(6)(a)(ii)
- Sch. 3 rule 17(6A) inserted by S.I. 2022/1382 reg. 52(6)(b)
- Sch. 3 rule 24(2A) inserted by S.I. 2022/1382 reg. 52(7)(b)
- Sch. 3 rule 24(5) inserted by S.I. 2022/1382 reg. 52(7)(e)
- Sch. 3 rule 26(1A)-(1M) inserted by S.I. 2022/1382 reg. 52(8)(b)
- Sch. 3 rule 27(1A) inserted by S.I. 2022/1382 reg. 52(9)(b)
- Sch. 3 rule 28(2A) inserted by S.I. 2022/1382 reg. 52(10)(b)
- Sch. 3 rule 29(7) inserted by S.I. 2022/1382 reg. 52(11)
- Sch. 3 rule 30A inserted by S.I. 2022/1382 reg. 52(12)
- Sch. 3 rule 34(1)(da) inserted by S.I. 2022/1382 reg. 52(13)
- Sch. 3 rule 42(2)(ba) inserted by S.I. 2022/1382 reg. 52(14)
- Sch. 3 rule 43(1)(da) inserted by S.I. 2022/1382 reg. 52(15)
- Sch. 3 rule 44(1A) inserted by S.I. 2022/1382 reg. 52(16)
- Sch. 3 rule 21(1)(ba) inserted by S.I. 2023/1225 reg. 7(2)(a)
- Sch. 3 rule 36(3)(e) and word inserted by S.I. 2023/1225 reg. 7(2)(b)(ii)
- Sch. 3 rule 24 modified (temp.) by S.I. 2023/1147 Sch. 2 para. 15(2)(3)
- Sch. 3 rule 17(9) omitted by S.I. 2022/1309 reg. 9(2)(a)(iii)
- Sch. 3 rule 26(1)(a) omitted by S.I. 2022/1382 reg. 52(8)(a)(ii)
- Sch. 3 rule 26(3)(a) omitted by S.I. 2022/1382 reg. 52(8)(d)
- Sch. 3 rule 17(5)(b) substituted by S.I. 2022/1309 reg. 9(2)(a)(i)
- Sch. 3 rule 2(1) substituted by S.I. 2022/1382 reg. 52(3)
- Sch. 3 rule 24(3)-(3B) substituted for Sch. 3 rule 24(3) by S.I. 2022/1382 reg. 52(7)(c)
- Sch. 3 rule 17(5)(a) word omitted by S.I. 2022/1382 reg. 52(6)(a)(i)
- Sch. 3 rule 36(3)(c) word omitted by S.I. 2023/1225 reg. 7(2)(b)(i)
- Sch. 3 rule 24 Table words inserted by S.I. 2022/1382 reg. 52(7)(a)
- Sch. 3 rule 24(4) words inserted by S.I. 2022/1382 reg. 52(7)(d)
- Sch. 3 rule 24(1)(b) words inserted by S.I. 2023/1147 reg. 16(3)(a)
- Sch. 3 rule 26(2) words omitted by S.I. 2022/1382 reg. 52(8)(c)
- Sch. 3 rule 24 table words omitted by S.I. 2023/1147 reg. 16(3)(b)(ii)
- Sch. 3 rule 28(3) words substituted by S.I. 2022/1309 reg. 9(2)(b)
- Sch. 3 rule 15(3) words substituted by S.I. 2022/1382 reg. 52(5)
- Sch. 3 rule 26(1) words substituted by S.I. 2022/1382 reg. 52(8)(a)(i)
- Sch. 3 rule 27(1) words substituted by S.I. 2022/1382 reg. 52(9)(a)
- Sch. 3 rule 28(2) words substituted by S.I. 2022/1382 reg. 52(10)(a)
- Sch. 3 rule 24 table words substituted by S.I. 2023/1147 reg. 16(3)(b)(i)
- Sch. 3 rule 24(2) words substituted by S.I. 2023/1147 reg. 16(3)(c)
- Sch. 5 rule 17(6A) inserted by S.I. 2022/1309 reg. 9(3)(a)(ii)
- Sch. 5 rule 2(1)(za) inserted by S.I. 2022/1382 reg. 54(3)(a)
- Sch. 5 rule 2(1)(aa) inserted by S.I. 2022/1382 reg. 54(3)(c)
- Sch. 5 rule 14(7) inserted by S.I. 2022/1382 reg. 54(4)
- Sch. 5 rule 17(5A) inserted by S.I. 2022/1382 reg. 54(6)(a)
- Sch. 5 rule 17(8A) inserted by S.I. 2022/1382 reg. 54(6)(b)
- Sch. 5 rule 26(2A) inserted by S.I. 2022/1382 reg. 54(7)(b)

- Sch. 5 rule 26(5) inserted by S.I. 2022/1382 reg. 54(7)(e)
- Sch. 5 rule 28(1A)-(1M) inserted by S.I. 2022/1382 reg. 54(8)(b)
- Sch. 5 rule 29(1A) inserted by S.I. 2022/1382 reg. 54(9)(b)
- Sch. 5 rule 30(2A) inserted by S.I. 2022/1382 reg. 54(10)(b)
- Sch. 5 rule 31(7) inserted by S.I. 2022/1382 reg. 54(11)
- Sch. 5 rule 32A inserted by S.I. 2022/1382 reg. 54(12)
- Sch. 5 rule 36(1)(da) inserted by S.I. 2022/1382 reg. 54(13)
- Sch. 5 rule 44(2)(aa) inserted by S.I. 2022/1382 reg. 54(14)
- Sch. 5 rule 45(1)(da) inserted by S.I. 2022/1382 reg. 54(15)
- Sch. 5 rule 46(1A) inserted by S.I. 2022/1382 reg. 54(16)
- Sch. 5 rule 23(1)(ba) inserted by S.I. 2023/1225 reg. 7(4)(b)
- Sch. 5 rule 38(7)(e) and word inserted by S.I. 2023/1225 reg. 7(4)(c)(ii)
- Sch. 5 rule 26 modified (temp.) by S.I. 2023/1147 Sch. 2 para. 15(2)(3)
- Sch. 5 rule 17(11) omitted by S.I. 2022/1309 reg. 9(3)(a)(iii)
- Sch. 5 rule 28(1)(a) omitted by S.I. 2022/1382 reg. 54(8)(a)(ii)
- Sch. 5 rule 28(3)(a) omitted by S.I. 2022/1382 reg. 54(8)(d)
- Sch. 5 rule 17(6)(b) substituted by S.I. 2022/1309 reg. 9(3)(a)(i)
- Sch. 5 rule 26(3)-(3B) substituted for Sch. 5 rule 26(3) by S.I. 2022/1382 reg. 54(7)(c)
- Sch. 5 rule 2(1)(a) word omitted by S.I. 2022/1382 reg. 54(3)(b)
- Sch. 5 rule 38(7)(c) word omitted by S.I. 2023/1225 reg. 7(4)(c)(i)
- Sch. 5 rule 26 Table words inserted by S.I. 2022/1382 reg. 54(7)(a)
- Sch. 5 rule 26(4) words inserted by S.I. 2022/1382 reg. 54(7)(d)
- Sch. 5 rule 26(1)(b) words inserted by S.I. 2023/1147 reg. 16(7)(a)
- Sch. 5 rule 28(2) words omitted by S.I. 2022/1382 reg. 54(8)(c)
- Sch. 5 rule 26 table words omitted by S.I. 2023/1147 reg. 16(7)(b)(ii)
- Sch. 5 rule 12(4)(b) words revoked by S.I. 2018/1310 Sch. 1 Pt. 2 (This S.I. is amended by S.I. 2019/1389, reg. 2)
- Sch. 5 rule 17(10) words revoked by S.I. 2018/1310 Sch. 1 Pt. 2 (This S.I. is amended by S.I. 2019/1389, reg. 2)
- Sch. 5 rule 38(9)(a) words revoked by S.I. 2018/1310 Sch. 1 Pt. 2 (This S.I. is amended by S.I. 2019/1389, reg. 2)
- Sch. 5 rule 30(3) words substituted by S.I. 2022/1309 reg. 9(3)(b)
- Sch. 5 rule 15(3) words substituted by S.I. 2022/1382 reg. 54(5)
- Sch. 5 rule 28(1) words substituted by S.I. 2022/1382 reg. 54(8)(a)(i)
- Sch. 5 rule 29(1) words substituted by S.I. 2022/1382 reg. 54(9)(a)
- Sch. 5 rule 30(2) words substituted by S.I. 2022/1382 reg. 54(10)(a)
- Sch. 5 rule 26 table words substituted by S.I. 2023/1147 reg. 16(7)(b)(i)
- Sch. 5 rule 26(2) words substituted by S.I. 2023/1147 reg. 16(7)(c)
- Sch. 5 rule 17(10) words substituted by S.I. 2023/1225 reg. 7(4)(a)